

**CITY/COUNTY ASSOCIATION OF GOVERNMENTS
LEGISLATIVE COMMITTEE**

**MINUTES
MEETING OF JUNE 9, 2005**

At 6:03 p.m. Chairman Lee Panza called the meeting to order in the Fourth Floor Dining Room at the San Mateo Transit District Office.

Members Attending: Chairman Lee Panza, Deborah Gordon, Marc Hershman, Vice Chair Sue Lempert, Irene O'Connell, Mike King, and Jim Vreeland.

Staff/ Guests Attending: David Burruto (Speaker Pro Tem Leland Yee's Office), Richard Napier (C/CAG Executive Director), Brian Moura (San Carlos), Walter Martone (C/CAG Staff), and Duane Bay.

1. Public comment on items not on the agenda.

None.

2. Minutes of the Meeting of May 12, 2004.

Motion: To approve the minutes of May 12, 2005 as presented. Lempert/Wilder, unanimous.

3. Update from C/CAG's Lobbyist in Sacramento (via conference call).

Wes Lujan reported:

It appears even more likely that the Governor will call a Special Election in November 2005. There is very little movement in Sacramento by the Legislature on the Governor's priorities; therefore he will probably resort to taking them to the voters.

On the budget, the major differences that need to be worked out include: Proposition 98 support to the schools, the Vehicle License Fee gap loan repayment, and booking fees. The Conference Committee on the budget does not appear to be considering new items that had not been brought forth through the legislation adopted by the two houses. Assemblyman John Laird has been very good at keeping everyone focused. There appears to be some bitterness over the Legislature being reined in by Proposition 1A, and they block any early repayment of the Vehicle License Fee loan in retaliation.

The Proposition 42 funds will likely hold for this budget; however the funds from the Indian Gaming bonds may not hold due to pending lawsuits.

Brian Moura reported on the Sacramento negotiations regarding AB 903 (telecommunications). He is attempting to get the bill broadened to include all providers of service and not just be limited to VERISON.

ACA 13 – The Administration has been very silent on this issue. Some have indicated that the stormwater provisions should be dropped. Advocacy has

clearly stated our position that without the stormwater provision, the bill is not useful for us. Wes then spoke with the Author – Assemblyman Harman, and secured his agreement to drop the whole bill if the stormwater provision gets taken out. The strategy right now is to get the bill through the Committee process and to the Floor for a vote. We can then begin to count votes. Ideally senior members of the Governor’s Staff will help us in lobbying the Republican Caucus for support on ACA 13. The Cities of Santa Monica and San Diego have offered assistance in pushing the bill. Secretary Taniman appears to be still on Board with supporting the stormwater piece of ACA 13. A number of individuals have spoken with him about this.

SB 521 – This bill dealing with Transit Villages has been amended to remove the provision that requires “use by right.” This provision that would preempt local land use authority was of big concern to C/CAG and most cities. The bill now provides a new tool for cities to finance development around transit stations.

4. Consideration of positions on various bills:

SB 521 (Torlakson): This bill will allow tax increment financing for development around transit stations that are included in a designated Transit Village, by expanding the definition of “blight” for development projects within transit villages designated by local jurisdictions.

*Motion: To recommend that the C/CAG Board take a “support” position on SB 521 provided that the “use by right” provision remains out of the bill.
Lempert/King, unanimous.*

SB 987 (Migden): This bill will allow the 9 Bay Area counties to use transportation sales tax revenues for projects in other counties. This will enable San Francisco to contribute to the electrification and other improvements of the Caltrain System.

Motion: To recommend that the C/CAG Board take a “support” position on SB 987. Lempert/Gordon, unanimous.

The Commission on State Mandates has recently ruled that mandate on Councils of Governments (COGs) to develop and distribute Regional Housing Needs Assessments (RHNA) is not an unfunded State mandate and therefore is not subject to reimbursement by the State. This is because the Councils are able to charge the local jurisdictions for providing this service. The League, ABAG, and the County are attempting to have this ruling reversed.

Motion: To recommend that the C/CAG Board work with the County and ABAG and the League to fight this ruling by the Commission on State Mandates that the RHNA is not an unfunded State mandate. King/Hershman, unanimous.

AB 970: This bill would authorize the San Mateo County Board of Supervisors to place on the ballot a sales tax to support parks. Assemblyman Yee would like to know if the cities are in support of this measure. The city managers and a number of Councilpersons have been attending meetings on this topic and the main issues that remains to be

resolved is the percent share that would go to the cities versus the County. At this point there is no consensus among the cities on whether or not to support going forth with legislation at this point. A number of cities are still evaluating whether they want to have their own city-wide tax instead of joining a County-wide effort. Assemblyman Yee is sponsoring this bill, and would like to know ahead of time if there is going to be opposition to the bill.

5. Establish date and time for next meeting (July 14, 2005).

The next meeting was tentatively set for Thursday, July 14, 2005 at the San Mateo County Transit District Office. The regular C/CAG meeting that night has been canceled. C/CAG staff will work with Legislative Committee Chair Lee Panza to determine if the Legislative Committee needs to have its meeting on July 14th as scheduled.

6. Other Items/Comments from Guests.

None.

7. Adjournment.

The meeting was adjourned at 6:55 p.m.